

(2) Natural disaster

The term “natural disaster” means plant disease, insect infestation, drought, fire, freeze, flood, earthquake, lightning, and other occurrence, as determined by the Secretary.

(3) Secretary

The term “Secretary” means the Secretary of Agriculture.

(4) Tree

The term “tree” includes a tree, bush, and vine.

(Pub. L. 107–171, title X, § 10201, May 13, 2002, 116 Stat. 490.)

§ 8202. Eligibility**(a) Loss**

Subject to subsection (b) of this section, the Secretary shall provide assistance under section 8203 of this title to eligible orchardists that planted trees for commercial purposes but lost the trees as a result of a natural disaster, as determined by the Secretary.

(b) Limitation

An eligible orchardist shall qualify for assistance under subsection (a) of this section only if the tree mortality of the eligible orchardist, as a result of damaging weather or related condition, exceeds 15 percent (adjusted for normal mortality).

(Pub. L. 107–171, title X, § 10202, May 13, 2002, 116 Stat. 490.)

§ 8203. Assistance

Subject to section 8204 of this title, the assistance provided by the Secretary to eligible orchardists for losses described in section 8202 of this title shall consist of—

- (1) reimbursement of 75 percent of the cost of replanting trees lost due to a natural disaster, as determined by the Secretary, in excess of 15 percent mortality (adjusted for normal mortality); or
- (2) at the option of the Secretary, sufficient seedlings to reestablish a stand.

(Pub. L. 107–171, title X, § 10203, May 13, 2002, 116 Stat. 491.)

§ 8204. Limitations on assistance**(a) Amount**

The total amount of payments that a person shall be entitled to receive under this chapter may not exceed \$75,000, or an equivalent value in tree seedlings.

(b) Acres

The total quantity of acres planted to trees or tree seedlings for which a person shall be entitled to receive payments under this chapter may not exceed 500 acres.

(c) Regulations

The Secretary shall promulgate regulations—

- (1) defining the term “person” for the purposes of this chapter, which shall conform, to the maximum extent practicable, to the regulations defining the term “person” promulgated under section 1308 of this title; and

- (2) promulgating such regulations as the Secretary determines necessary to ensure a fair and reasonable application of the limitation established under this section.

(Pub. L. 107–171, title X, § 10204, May 13, 2002, 116 Stat. 491.)

§ 8205. Authorization of appropriations

There are authorized to be appropriated such sums as are necessary to carry out this chapter.

(Pub. L. 107–171, title X, § 10205, May 13, 2002, 116 Stat. 491.)

CHAPTER 109—ANIMAL HEALTH PROTECTION

Sec.	
8301.	Findings.
8302.	Definitions.
8303.	Restriction on importation or entry. <ol style="list-style-type: none"> (a) In general. (b) Regulations. (c) Destruction or removal.
8304.	Exportation. <ol style="list-style-type: none"> (a) In general. (b) Requirements of owners. (c) Certification.
8305.	Interstate movement.
8306.	Seizure, quarantine, and disposal. <ol style="list-style-type: none"> (a) In general. (b) Extraordinary emergencies. (c) Quarantine, disposal, or other remedial action. (d) Compensation.
8307.	Inspections, seizures, and warrants. <ol style="list-style-type: none"> (a) Guidelines. (b) Warrantless inspections. (c) Inspections with warrants.
8308.	Detection, control, and eradication of diseases and pests. <ol style="list-style-type: none"> (a) In general. (b) Compensation.
8309.	Veterinary accreditation program. <ol style="list-style-type: none"> (a) In general. (b) Consultation. (c) Suspension or revocation of accreditation. (d) Application of penalty provisions.
8310.	Cooperation. <ol style="list-style-type: none"> (a) In general. (b) Responsibility. (c) Screwworms. (d) Cooperation in program administration. (e) Consultation and coordination with other Federal agencies.
8311.	Reimbursable agreements. <ol style="list-style-type: none"> (a) Authority to enter into agreements. (b) Funds collected for preclearance. (c) Payment of employees. (d) Late payment penalties.
8312.	Administration and claims. <ol style="list-style-type: none"> (a) Administration. (b) Tort claims.
8313.	Penalties. <ol style="list-style-type: none"> (a) Criminal penalties. (b) Civil penalties. (c) Liability for acts of agents. (d) Guidelines for civil penalties.
8314.	Enforcement. <ol style="list-style-type: none"> (a) Collection of information. (b) Authority of Attorney General. (c) Court jurisdiction.
8315.	Regulations and orders.
8316.	Authorization of appropriations. <ol style="list-style-type: none"> (a) In general. (b) Transfer of funds.